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11-06-03

RCE

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Dan Botez, James G. Lopez,
Gunawan Witjaksono

Date: November 5, 2003

Serial No.: 09/635,968

Docket No.: 032026:0471

Filed: August 10, 2000

Group Art Unit: 2828

Examiner: Cornelius H. Jackson

For: **SINGLE MODE, SINGLE LOBE SURFACE EMITTING DISTRIBUTED
FEEDBACK SEMICONDUCTOR LASER**

MAIL STOP RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

"Express Mail" Mailing Label No.: EV237872240US
Date of Deposit: November 5, 2003

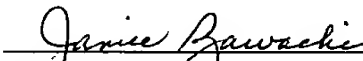
I hereby certify that the attached documents:

Request for Continued Examination Transmittal (4 pages)
Amendment and Reply (10 pages)
Petition for Extension of Time (1 Month) (1 page)
Check No. 801398; \$385.00
Check No. 801397; \$55.00
Express Mail Certificate (1 page)

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are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Enclosed for filing please find the above-referenced documents. Please indicate receipt of these documents by returning the attached postcard with the official Patent and Trademark Office receipt stamped thereon.


Janice Zawacki
Foley & Lardner
P.O. Box 1497
Madison, Wisconsin 53701-1497
(608) 257-5035



Atty. Dkt. No. 032026-0471

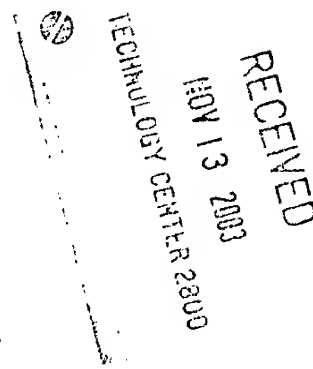
Applicant: Dan Botez, et al.
Title: SINGLE MODE, SINGLE LOBE
SURFACE EMITTING
DISTRIBUTED FEEDBACK
SEMICONDUCTOR LASER

Appl. No.: 09/635,968

Appl. Filing Date: 08/10/2000

Examiner: Cornelius H. Jackson

Art Unit: 2828



REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

☐ Please enter and consider the amendment/reply previously filed on ____.

11/07/2003 AADDF01 00000053 09635968

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385.00 OP

- ☐ Please consider the Affidavit(s)/Declaration(s) previously filed on __ but not considered.
- ☐ Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on __.
- ☐ Other __.
- b. Enclosed are:
- ☒ Amendment/Reply.
- ☐ Affidavit(s)/Declaration(s).
- ☐ Information Disclosure Statement.
- ☐ Form PTO-1449 with copies of __ listed reference(s).
- ☒ Petition for One-Month Extension of Time

Miscellaneous:

- ☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of __ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e)				\$770.00	\$770.00
Total Claims:	15	<input type="checkbox"/> 43	= 0	x \$18.00 =	\$0.00
Independents:	1	<input type="checkbox"/> 3	= 0	x \$86.00 =	\$0.00
First presentation of any Multiple Dependent Claims:				+ \$290.00 =	\$0.00
CLAIMS FEE TOTAL: =					\$770.00

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the
total number of months checked below:

<input checked="" type="checkbox"/>	Extension for response filed within the first month:	\$110.00	1	\$110.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$420.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$950.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,480.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,010.00		\$0.00
EXTENSION FEE SUBTOTAL:				\$110.00
EXTENSION FEE ALREADY PAID: -				\$0.00
EXTENSION FEE TOTAL				\$110.00
CLAIMS AND EXTENSION FEE TOTAL:				\$880.00
<input checked="" type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):			\$440.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
TOTAL FEE:				\$440.00

☐ Please charge Deposit Account No. 50-2350 in the amount of \$440.00. A duplicate copy of this transmittal is enclosed.

☒ A check in the amount of \$385.00 is enclosed to cover the filing fee and a check in the amount of \$55.00 is enclosed to cover the fee for an extension of time.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-2350. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-2350.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date: November 5, 2003


FOLEY & LARDNER

Customer Number: 23524

Telephone: (608) 258-4207

Facsimile: (608) 258-4258

By

A handwritten signature in dark ink, appearing to read "Harry C. Engstrom", written over a horizontal line.

Harry C. Engstrom

Attorney for Applicant

Registration No. 26,876